

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DANIEL GARCIA ORNELAS,)	No. C 09-0344 MMC (PR)
)	
Petitioner,)	
)	
v.)	ORDER GRANTING PETITIONER'S
)	REQUESTS TO WITHDRAW
)	PREVIOUSLY FILED TRAVERSE
WARDEN D. ADAMS,)	AND FOR EXTENSION OF TIME TO
)	FILE NEW TRAVERSE;
Respondent.)	DIRECTIONS TO CLERK
)	
)	(Docket Nos. 14, 15, 16)

On March 7, 2010, petitioner, a California prisoner proceeding pro se, filed a traverse to respondent's answer to the above-titled petition for a writ of habeas corpus. Petitioner now moves to withdraw said traverse, on the ground that petitioner, who states he is not fluent in the English language, relied on an inmate paralegal to assist him with preparation of the traverse, but the paralegal failed to adequately address therein the matters raised in the answer. Consequently, petitioner disavows the traverse and seeks a sixty-day extension of time to file a new traverse.

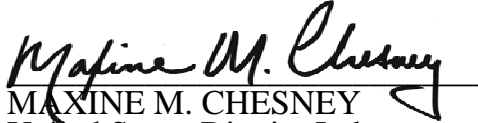
GOOD CAUSE APPEARING, petitioner's requests to withdraw his previously filed traverse and for an extension of time to file a new traverse are hereby GRANTED. The Clerk is directed to STRIKE the traverse filed February 26, 2010 (Docket No. 13), from the

1 docket. Within **sixty** days of the date this order is filed, petitioner shall file with the court
2 and serve on respondent a new traverse to the answer. The petition will be deemed submitted
3 for review on the date the traverse is due.

4 This order terminates Docket Nos. 14, 15 and 16.

5 IT IS SO ORDERED.

6 DATED: October 22, 2010

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8 MAXINE M. CHESNEY
9 United States District Judge
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